

MONTANA DEPARTMENT OF JUSTICE  
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*Attorney for Defendants*

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION

MAKUEEYAPEE D. WHITFORD,

Plaintiff,

v.

BRIAN GOOTKIN and JIM SALMONSEN,

Defendants.

CV 22-70-H-BMM-JTJ

NOTICE OF APPEAL

Defendants hereby provide notice of their appeal of the District Court's  
Order granting in part the parties' Motions for Summary Judgment, Doc. 73.  
Defendants appeal to the Ninth Circuit Court of Appeals pursuant to Fed. R. App.  
P. 3(a)(1) and 4(4a)(3).

DATED this 24<sup>th</sup> day of May 2024.

AGENCY LEGAL SERVICES BUREAU

/s/ *Jeremy S. Craft*  
JEREMY S. CRAFT  
Agency Legal Counsel

## CERTIFICATE OF SERVICE

I certify that on May 24, 2023, I electronically filed the foregoing document with the clerk of the court for the United States District Court for the District of Montana, using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I further certify that I caused a copy of the foregoing document to be served by first class mail on the same date to:

Makueeyapee D. Whitford, #3015941  
Montana State Prison  
700 Conley Lake Road  
Deer Lodge, MT 59722

/s/ Jeremy S. Craft

JEREMY S. CRAFT  
Agency Legal Counsel